

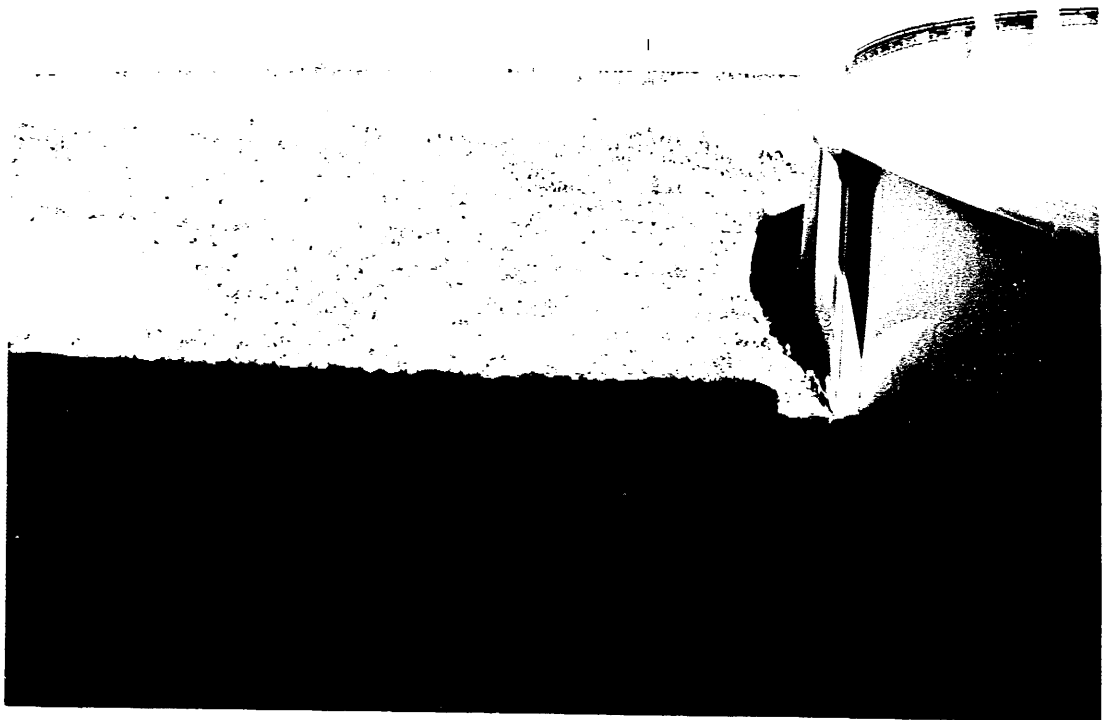
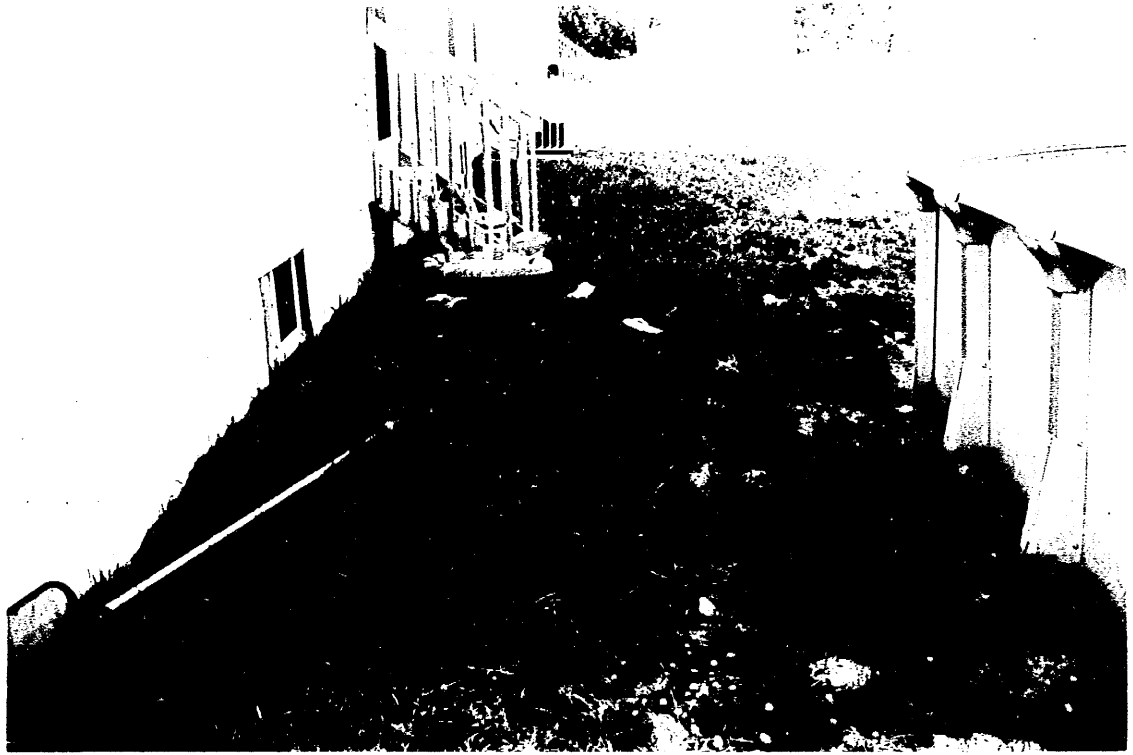
ZB# 05-39

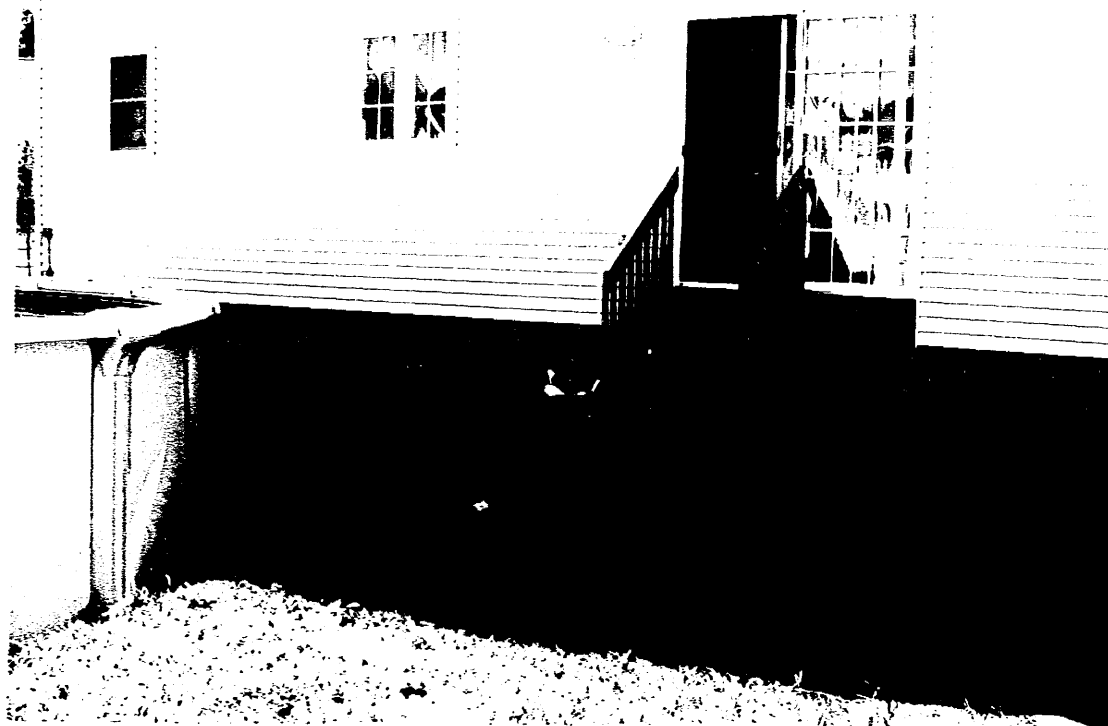
Tyree Smallwood

77-3-6

05-39 THREE Smallwood (AREA) 77-3-6
2020 Independence Dr.

ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR
555 UNION AVENUE
NEW WINDSOR, N.Y. 12553
Granted 8-8-05







Town of New Windsor

**555 Union Avenue
New Windsor, New York 12553
Telephone: (845) 563-4615
Fax: (845) 563-4689**

OFFICE OF THE ZONING BOARD OF APPEALS

November 29, 2005

**Tyree Smallwood
2020 Independence Drive
New Windsor, NY 12553**

SUBJECT: REQUEST FOR VARIANCE #05-39

Dear Mr. Smallwood:

Please find enclosed two copies of the Formal Decision for your case before the Zoning Board of Appeals. Please keep these copies in your records for future reference if needed.

If you are in need of any further assistance or have any questions in this matter, please feel free to contact me at the above number.

Very truly yours,

**Myra Mason, Secretary to the
NEW WINDSOR ZONING BOARD**

MLM:mlm

cc: Michael Babcock, Building Inspector

NEW WINDSOR ZONING BOARD OF APPEALS

SBL: 77-3-6

In the Matter of the Application of

TYREE E. SMALLWOOD

**MEMORANDUM OF
DECISION GRANTING**

AREA

CASE #05-39

WHEREAS, Mr. & Mrs. Tyree Smallwood, owner(s) of 2020 Independence Drive, New Windsor, New York, 12553, has made application before the Zoning Board of Appeals for a/an Request for 21 ft. Rear Yard Setback for proposed pool deck at 2020 Independence Drive in an R-3 Zone (77-3-6)

WHEREAS, a public hearing was held on AUGUST 8, 2005 before the Zoning Board of Appeals at the Town Hall, New Windsor, New York; and

WHEREAS, the Applicant appeared on behalf of this Application; and

WHEREAS, there were two spectators appearing at the public hearing; and

WHEREAS, no one spoke in favor of but, two persons spoke in opposition to the Application; and

WHEREAS, a decision was made by the Zoning Board of Appeals on the date of the public hearing granting the application; and

WHEREAS, the Zoning Board of Appeals of the Town of New Windsor sets forth the following findings in this matter here memorialized in furtherance of its previously made decision in this matter:

1. The notice of public hearing was duly sent to residents and businesses as prescribed by law and published in The Times Herald Record, also as required by law.
2. The Evidence presented by the Applicant showed that:
 - (a) The property is a residential property located in a neighborhood of residential properties.
 - (b) The applicant seeks to add a pool deck to the existing one-family residence.
 - (c) The applicant does not intend to have the deck extend past the pool on the back end nor past the house on the pool side.

- (d) Both objectants objected because of the height of the property. The applicant agreed to place trees along the rear of his property to provide some screening.
- (e) If permitted, the deck will not create the ponding or collection of water or divert the flow of water drainage.
- (f) The applicant will not remove any trees or substantial vegetation in constructing the pool deck.

WHEREAS, The Zoning Board of Appeals of the Town of New Windsor makes the following conclusions of law here memorialized in furtherance of its previously made decision in this matter:

1. The requested variance(s) will not produce an undesirable change in the character of the neighborhood or create a detriment to nearby properties.
2. There is no other feasible method available to the Applicant that can produce the benefits sought.
3. The variance(s) requested is/are substantial in relation to the Town regulations but, nevertheless, are warranted.
4. The requested variance(s) will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or zoning district.
5. The difficulty the Applicant faces in conforming to the bulk regulations is/are self-created but, nevertheless, should be allowed.
6. The benefit to the Applicant, if the requested variance(s) is/are granted, outweighs the detriment to the health, safety and welfare of the neighborhood or community.
7. The requested variance(s) are/is appropriate and are/is the minimum variance(s) necessary and adequate to allow the Applicant relief from the requirements of the Zoning Local Law and at the same time preserve and protect the character of the neighborhood and the health, safety and welfare of the community.
8. The interests of justice will be served provided the applicant erects some trees or similar screening so that persons on the pool deck cannot see, or be seen from the neighboring properties by allowing the granting of the requested area variance(s).

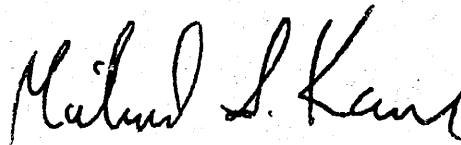
NOW, THEREFORE, BE IT

RESOLVED, that the Zoning Board of Appeals of the Town of New Windsor GRANT a request for a Request for 21 ft. Rear Yard Setback for proposed pool deck at 2020 Independence Drive in an R-3 Zone (77-3-6) as sought by the Applicant in accordance with plans filed with the Building Inspector and presented at the public hearing.

BE IT FURTHER

RESOLVED, that the Secretary of the Zoning Board of Appeals of the Town of New Windsor transmit a copy of this decision to the Town Clerk, Town Planning Board and/or Building Inspector and Applicant.

Dated: AUGUST 8, 2005

A handwritten signature in black ink, appearing to read "Michael S. Kuntz", is written over a horizontal line.

Chairman

**OFFICE OF THE BUILDING INSPECTOR
TOWN OF NEW WINDSOR
ORANGE COUNTY, NEW YORK**

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

DATE: 6/2/05

**APPLICANT: Tyree E. Smallwood
2020 Independence Drive
New Windsor, New York 12553**

PLEASE TAKE NOTICE THAT YOUR APPLICATION DATE: 6/01/05

FOR : Tyree & Carolyn Smallwood

LOCATED AT: 2020 Independence Dr.

ZONE: R-3 Sec/Blk/ Lot: 77-3-6

**DESCRIPTION OF EXISTING SITE: SINGLE FAMILY DWELLING W/ PROPOSED POOL
DECK**

IS DISAPPROVED ON THE FOLLOWING GROUNDS: 300-10 USE/BULK TABLE R-3 ZONE

- 1. EXISTING SUBDIVISION REQUIRES 30' REAR YARD SETBACK - PROPOSED
POOL DECK ATTACHED TO DWELLING WILL BE 10' TO THE REAR PROPERTY
LINE, A VARIANCE OF 20' IS REQUIRED**


BUILDING INSPECTOR

COPY

PERMITTED

**PROPOSED OR
AVAILABLE:**

**VARIANCE
REQUEST:**

ZONE: R-3 USE: Pool Deck attached to house

MIN LOT AREA:

MIN LOT WIDTH:

REQ'D FRONT YD:

REQ'D SIDE YD:

REQ'D TOTAL SIDE TD:

REQ'D REAR YD:

30'

10'

20'

REQ'D FRONTAGE:

MAX BLDG HT:

FLOOR AREA RATIO:

MIN LIVABLE AREA:

DEV COVERAGE:

cc: Z.B.A., APPLICANT, FILE, W/ ATTACHED MAP

PLEASE ALLOW FIVE TO TEN DAYS TO PROCESS
IMPORTANT
YOU MUST CALL FOR ALL REQUIRED INSPECTIONS OF CONSTRUCTION

Other inspections will be made in most cases but those listed below must be made or Certificate of Occupancy may be withheld. Do not mistake an unscheduled inspection for one of those listed below. Unless an inspection report is left on the job indicating approval of one of these inspections it has not been approved and it is improper to continue beyond that point in the work. Any disapproved work must be reinspected after correction.

1. When excavating is complete and footing forms are in place (before pouring.)
2. Foundation inspection. Check here for waterproofing and footing drains.
3. Inspect gravel base under concrete floors and underslab plumbing.
4. When framing, rough plumbing, rough electric and before being covered.
5. Insulation.
6. Final inspection for Certificate of Occupancy. Have on hand electrical inspection data and final certified plot plan. Building is to be completed at this time. Well water test required and engineer's certification letter for septic system required.
7. Driveway inspection must meet approval of Town Highway Superintendent. A driveway bond may be required.
8. \$50.00 charge for any site that calls for the inspection twice.
9. Call 24 hours in advance, with permit number, to schedule inspection.
10. There will be no inspections unless yellow permit card is posted.
11. Sewer permits must be obtained along with building permits for new houses.
12. Septic permit must be submitted with engineer's drawing and peris test.
13. Road opening permits must be obtained from Town Clerk's office.
14. All building permits will need a Certificate of Occupancy or a Certificate of Compliance and here is no fee for this.

RECEIVED

JUN 01 2005

BUILDING DEPARTMENT

FOR OFFICE USE ONLY:
Building Permit #: BP2005-470

**AFFIDAVIT OF OWNERSHIP AND/OR CONTRACTOR'S COMP & LIABILITY INSURANCE CERTIFICATE IS
REQUIRED BEFORE THE BUILDING PERMIT APPLICATION WILL BE ACCEPTED AND/OR ISSUED**

PLEASE PRINT CLEARLY - FILL OUT ALL INFORMATION WHICH APPLIES TO YOU

Owner of Premises Tyree Smallwood

Address 2070 Independence DR Phone # 5676944

Mailing Address _____ Fax # _____

Name of Architect _____

Address _____ Phone _____

Name of Contractor _____

Phone _____

State whether applicant is owner, lessee, agent, architect, engineer or builder _____

If applicant is a corporation, signature of duly authorized officer. _____

(Name and title of corporate officer)

1. On what street is property located? On the NORTH side of Independence DR
(N, E or W)
and 25 feet from the intersection of colonial DR
2. Zone or use district in which premises are situated _____ Is property a flood zone? Y _____ N _____
3. Tax Map Description: Section 77 Block 3 Lot 6
4. State existing use and occupancy of premises and intended use and occupancy of proposed construction.
- a. Existing use and occupancy grass b. Intended use and occupancy DECK
5. Nature of work (check if applicable) ☐ New Bldg. ☒ Addition ☐ Alteration ☐ Repair ☐ Removal ☐ Demolition ☐ Other
POOL & DECK
6. Is this a corner lot? NO
7. Dimensions of entire new construction. Front _____ Rear _____ Depth _____ Height _____ No. of stories _____
8. If dwelling, number of dwelling units: _____ Number of dwelling units on each floor _____
- Number of bedrooms _____ Baths _____ Toilets _____ Heating Plant: Gas _____ Oil _____
Electric/Hot Air _____ Hot Water _____ If Garage, number of cars _____
9. If business, commercial or mixed occupancy, specify nature and extent of each type of use _____
10. Estimated cost 10,000 Fee \$50.00

PAID
ZONING BOARD

CK # 1812

date

APPLICATION FOR BUILDING PERMIT
TOWN OF NEW WINDSOR, ORANGE COUNTY, NEW YORK
Pursuant to New York State Building Code and Town Ordinances

Building Inspector: Michael L. Babcock
Asst. Inspectors: Frank Liel & Louis Krychear
New Windsor Town Hall
555 Union Avenue
New Windsor, New York 12553
(845) 563-4818
(845) 563-4895 FAX

Bldg Insp Examined _____
Fire Insp Examined _____
Approved _____
Disapproved _____
Permit No. _____

INSTRUCTIONS

- A. This application must be completely filled in by typewriter or in ink and submitted to the Building Inspector.
- B. Plot plan showing location of lot and buildings on premises, relationship to adjoining premises or public streets or areas, and giving a detailed description of layout of property must be drawn on the diagram, which is part of this application.
- C. This application must be accompanied by two complete sets of plans showing proposed construction and two complete sets of specifications. Plans and specifications shall describe the nature of the work to be performed, the materials and equipment to be used and installed and details of structural, mechanical and plumbing installations.
- D. The work covered by this application may not be commenced before the issuance of a Building Permit.
- E. Upon approval of this application, the Building Inspector will issue a Building Permit to the applicant together with approved set of plans and specifications. Such permit and approved plans and specifications shall be kept on the premises, available for inspection throughout the progress of the work.
- F. No building shall be occupied or used in whole or in part for any purpose whatever until a Certificate of Occupancy shall have been granted by the Building Inspector.

APPLICATION IS HEREBY MADE to the Building Inspector for the issuance of a Building Permit pursuant to the New York Building Construction Code Ordinances of the Town of New Windsor for the construction of buildings, additions, or alterations, or for removal or demolition or use of property as herein described. The applicant agrees to comply with all applicable laws, ordinances, regulations and certifies that he is the owner or agent of all that certain lot, piece or parcel of land and/or building described in this application and if not the owner, that he has been duly and properly authorized to make this application and to assume responsibility for the owner in connection with this application.

[Signature]
(Signature of Applicant)

2020 Independence DR
(Address of Applicant)

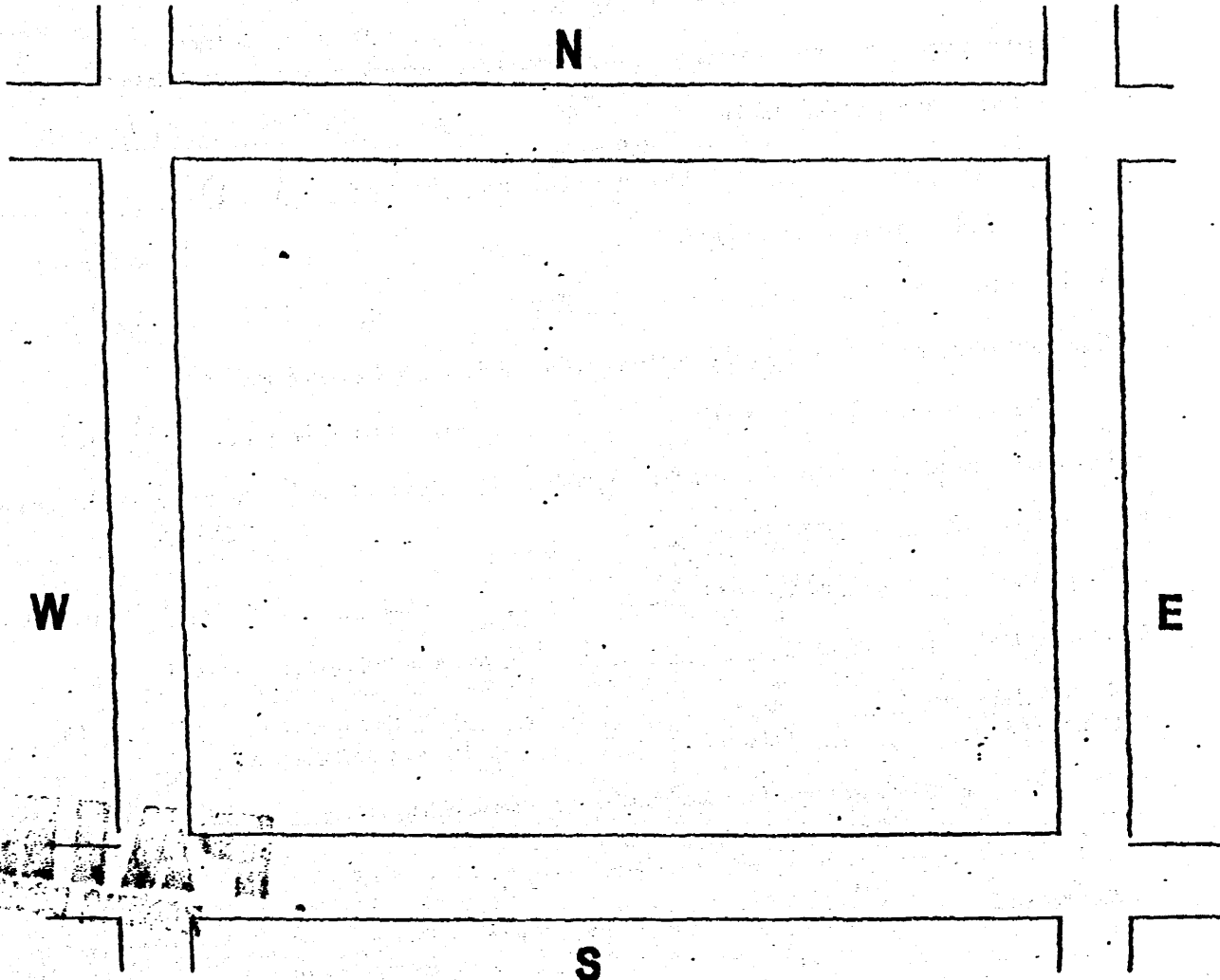
[Signature]
(Owner's Signature)

2020 Independence DR New Windsor NY

PLOT PLAN

NOTE:

Locate all buildings and indicate all set back dimensions. Applicant must indicate the building line or lines clearly and distinctly on the drawings.



PLEASE ALLOW FIVE TO TEN DAYS TO PROCESS

AS PER F.M. #3485



F.M. LOT
10

F.M. LOT
9

S 00°-26'-51" E
110.00'

F.M. LOT
8

BUILDING
SETBACK LINES

2 STORY
FRAMED
DWELLING

12'
98.50'
S 89°-33'-09" W

41.9±

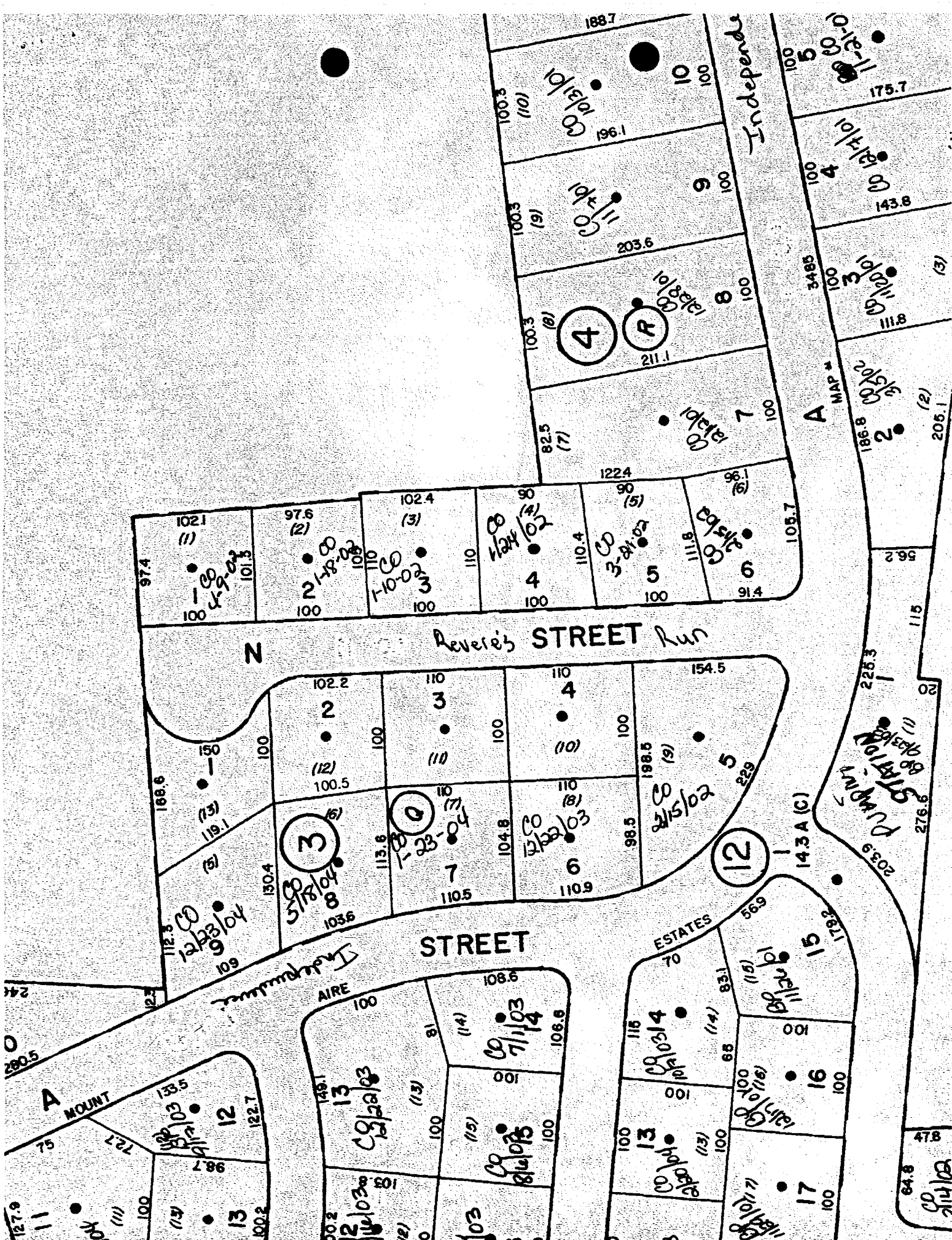
13.8±

PAVED
DRIVE

42.09'

S 01°-27'-48" W

R= 164.77' L= 57.43'
C.B.= N 08°-31'-19" W
C.D.= 57.14'



**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS
OFFICE
845-563-4615**

MEMORANDUM

TO: LARRY REIS, COMPTROLLER
FROM: MYRA MASON, SECRETARY TO THE ZONING BOARD
DATE: AUGUST 31, 2005
SUBJECT: ESCROW REFUND

**PLEASE ISSUE A CHECK IN THE AMOUNT OF \$ 134.13 TO CLOSE OUT
ESCROW FOR:**

ZBA FILE #05-39

NAME & ADDRESS:

**Tyree Smallwood
2020 Independence Drive
New Windsor, NY 12553**

THANK YOU,

MYRA

L.R.8-31-05



**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS
RECORD OF CHARGES & PAYMENTS**



FILE #05-39 TYPE:AREA TELEPHONE: 567-6944

APPLICANT:

Tyree Smallwood
2020 Independence Drive
New Windsor, NY 12553

RESIDENTIAL:	\$ 50.00	CHECK #1830
COMMERCIAL	\$ 150.00	CHECK # _____
INTERPRETATION	\$ 150.00	CHECK # _____

ESCROW: RESIDENTIAL \$300.00 CHECK # 1829



<u>DISBURSEMENTS:</u>		<u>MINUTES</u> \$5.50 / PAGE	<u>ATTORNEY</u> FEE
-----------------------	--	---------------------------------	------------------------

PRELIMINARY:	<u>5</u>	PAGES	\$ <u>27.50</u>	\$ <u>35.00</u>
2 ND PRELIMINARY:	<u> </u>	PAGES	\$ <u> </u>	\$ <u> </u>
PUBLIC HEARING:	<u>5</u>	PAGES	\$ <u>27.50</u>	\$ <u>35.00</u>
PUBLIC HEARING:	<u> </u>	PAGES	\$ <u> </u>	\$ <u> </u>

LEGAL AD: Publish Date:7/25/05 \$ 40.87

TOTAL: \$ 95.87 \$ 70.00



ESCROW POSTED: \$ 300.00
LESS: DISBURSEMENTS: \$ 165.87

AMOUNT DUE: \$

REFUND DUE: \$ 134.13

Cc:

L.R. 8-31-05

August 8, 2005

24

TYREE_SMALLWOOD_(05-39)

Mr. and Mrs. Tyree Smallwood appeared before the board for this proposal.

MR. KANE: Request for 21 ft. rear yard setback for proposed pool deck at 2020 Independence Drive. Let me first ask if there's anybody in the audience for this particular hearing? Okay, name and address, please. Just like in the preliminary, tell us what you want to do.

MR. SMALLWOOD: Just want to build a deck on the side of my house up to my pool.

MR. KANE: So the deck is going to run from the house and just on the house side of the pool?

MR. SMALLWOOD: Basically, yes.

MR. KANE: Not cutting down any trees or substantial vegetation in the building of the deck?

MR. SMALLWOOD: No.

MR. KANE: Creating any water hazards or runoffs?

MR. SMALLWOOD: No.

MR. KANE: Any easements on the property where the deck is going to be?

MR. SMALLWOOD: No.

MR. KANE: You would consider the deck a safety issue you coming off of the rear door of your house up to the deck, up to the pool rather?

MR. SMALLWOOD: When you say safety, what do you mean?

MR. KRIEGER: Without the deck, a person exiting the rear of the house would fall and likely sustain serious physical injury?

MR. SMALLWOOD: Yes.

MR. KANE: What's the total size of the deck that you want to build?

MR. SMALLWOOD: It's I believe it's 21 feet across and 10 feet out to the pool.

MR. KANE: Up to the pool 10 feet and then 24 feet to the end of the pool?

MR. SMALLWOOD: Right.

MS. GANN: So it's not going to continue around the pool?

MR. SMALLWOOD: No.

MR. KANE: At this point, I'm going to close it to the board, open it up to the public since we do have public on this actually come up ask any questions you need to, just state your name and address.

MR. WEISS: Scott Weiss, 2203 Revere's Run. My question about the pool setup is just that well, unfortunately, we don't have a whole lot of property in the back and they're looking to come out how many feet, 24 feet the property is barely--

MR. KANE: This is the deck, it's not going to extend passed the pool on the back end and it's not going to extend passed the house on the pool on the side.

MR. MANDATO: This is only 10 feet from here to here and do you know how high that's going to be?

MR. SMALLWOOD: It's going to go right up to the pool.

MR. KANE: Which will be 52 inches.

MR. SMALLWOOD: This is the pool height, it's going to come right under the lip of the pool so I think it was--

MR. KANE: Your pool wall is 52 inches, trust me, I do it for a living.

MR. SMALLWOOD: I think it's 40 something inches right up to under the lip.

MR. MANDATO: My biggest concern is I don't have a problem with the back part or anything, I would want that if I were you as well, but my only concern unfortunately the property is somewhat elevated and this is my fence at 6 feet, so basically the pool is going to be 5 1/2 feet up my fence which would also be the size of the deck and it's going to come 24 feet out from the house, so I didn't know what you guys had any intention to do as far as maybe privacy.

MRS. SMALLWOOD: Yes, some bushes.

MR. WEISS: That's what we were concerned about so we figured we would be on top of each other unfortunately that's the way it's set up so we were concerned about what else, we can only see the sketch, we didn't know what else was going to be behind it.

MR. SMALLWOOD: We're going to put trees along the side.

MR. KRIEGER: Along the rear?

MR. SMALLWOOD: Yes.

MR. KANE: When you're putting a pool up, it's an

August 8, 2005

27

auxiliary structure, so there's only so many feet you can go from the back of the house. Now he has a deck attached to the house, the deck becomes part of the house so the whole setback changes, that's why the number seems a lot bigger than if you were just talking about the pool, see it's 10 foot to come off here but since that's part of the house that offset becomes huge so your intent is to put some trees up there and a little privacy on that.

MRS. SMALLWOOD: Yes.

MR. WEISS: No, that's what we were concerned about, we'd like to have caught you at home but we didn't see you.

MR. SMALLWOOD: No problem.

MR. KANE: Anybody else for this particular hearing? I'll close it to the public and ask Myra how many mailings we had.

MS. MASON: On July 22, I mailed out 49 envelopes and had no response.

MR. KANE: Okay, any other questions from the board? I'll accept a motion.

MS. GANN: Offer a motion that we grant Tyree Smallwood's request for a 20 foot rear yard setback for proposed pool deck at 2020 Independence Drive in an R-3 zone.

MR. KANE: Did you say 20 or 21?

MS. GANN: Twenty-one.

MR. KANE: It's a 21 foot, just want to make sure.

MR. REIS: Second it.

August 8, 2005

28

ROLL CALL

MR. REIS	AYE
MS. GANN	AYE
MR. BROWN	AYE
MS. LOCEY	AYE
MR. KANE	AYE

PRELIMINARY MEETINGS:

TYREE SMALLWOOD (05-39)

Mr. Tyree Smallwood appeared before the board for this proposal.

MR. REIS: Request for 20 ft. rear yard setback for proposed pool deck at 2020 Independence Drive.

MR. REIS: Mr. Smallwood, before we get started, for everyone here also on the preliminary meeting in New Windsor we have two meetings, the preliminary which first for the people here to review what you want to accomplish, we make sure you have everything you need, so when you're coming to the public hearing that you will be ready and able to go forward without any hitches. We ask that you speak loud enough so that Fran will be able to hear you and take down the information. Step right up here, sir, and tell us what you'd like to do.

MR. SMALLWOOD: Yes, just want to put a deck from my house right up to the pool, you see the pool then the space then I want to put a deck from the house right to the pool.

MR. REIS: Okay, everything will be attached?

MR. SMALLWOOD: Everything will be attached from the house right to the pool.

MR. REIS: Thank you for making these pictures available, do we all have pictures?

MS. LOCEY: Yes.

MS. MASON: They do.

MR. REIS: We're going to ask you questions that are as

much for the record as for information, okay, some of these things are very obvious with your pictures but she can't see the pictures.

MR. SMALLWOOD: All right.

MR. REIS: You're not going to be cutting down any major vegetation?

MR. SMALLWOOD: No.

MR. REIS: You're not going over any easements, utility easements or public easements?

MR. SMALLWOOD: No.

MR. REIS: Okay, without the deck there you've got a looks like about a three foot dropoff so it's a matter of safety that you do get a deck?

MR. SMALLWOOD: Yes.

MR. REIS: Okay, any questions?

MS. GANN: I have no questions, no.

MR. BROWN: No.

MS. LOCEY: No.

MR. REIS: Okay.

MS. LOCEY: Are there some regulations as far as the special lock on that door that goes right out?

MR. BABCOCK: Yes, I don't know if they want, the building department, did they go over about the self-closing, self-latching doors?

MR. SMALLWOOD: Told me they have to be something with

the door, they have to have an alarm on it.

MR. BABCOCK: If he's successful in getting the variance, he will have to draw up a set of plans, we'll go over all that.

MR. KRIEGER: So that you understand if the variance is granted you still have to comply with all the building requirements.

MR. SMALLWOOD: Absolutely.

MR. REIS: Okay, any other questions?

MR. BABCOCK: Mr. Chairman, just one thing here I think the house is just a touch on an angle, one end of the house is 35.1 feet and it appears to get closer on the other one just a touch and if this deck is going to be 25 feet out?

MR. SMALLWOOD: Right.

MR. BABCOCK: I think ten feet is just cutting it too close, I think he should actually ask for one foot more variance, I think that it's the angle of the house, he doesn't have the 35 feet measurement on the other side so I can't really tell but it appears that it is getting closer over there.

MR. SMALLWOOD: On what side?

MR. BABCOCK: You know what I'm saying? This is 35 feet to here, I think it's less to here so in other words this, it's not much but your house is sitting exaggerated at an angle like this so here you're going to be closer than the ten feet.

MR. REIS: Mr. Smallwood, it's not going to cost you anything extra, not going to take anymore time.

MR. SMALLWOOD: To what, come back another foot, no, I don't think.

MR. REIS: We're going to add that right to your requested variances to eliminate the potential problem that you may have ten years from now if you indeed try to sell the place and something turns up that you have a shortage there.

MR. BABCOCK: We're not going to ask him to cut the deck down to 24 feet, we're going to say that he's going to have 9 instead of 10.

MS. MASON: Twenty-one foot variance?

MR. BABCOCK: Yes.

MS. GANN: Accept a motion?

MR. REIS: Please.

MS. GANN: I'd like to offer a motion that we set up Tyree Smallwood for a public hearing for his request for a 21 foot variance for his rear yard setback for proposed pool deck at 2020 independence Drive in an R-3 zone.

MS. LOCEY: Second it.

ROLL CALL

MR. BROWN	AYE
MS. GANN	AYE
MS. LOCEY	AYE
MR. REIS	AYE

MR. REIS: Follow these directions. Any questions, call up the office and they'll help you out, Mr. Smallwood.

July 11, 2005

6

MR. SMALLWOOD: Thank you.



RESULTS OF Z.B.A. MEETING OF: August 2, 2005

PROJECT: Typee Smallwood ZBA # 05-39
P.B.#

P.B.# _____

USE VARIANCE: **NEED: EAF** _____ **PROXY** _____

LEAD AGENCY: M)_____S)_____ VOTE: A____N_____

GANN _____
LOCEY _____
BROWN _____
MCDONALD _____
REIS _____
KANE _____

CARRIED: Y _____ N _____

PUBLIC HEARING: M)_____ **S)**_____ **VOTE: A**____ **N**_____

GANN _____
LOCEY _____
BROWN _____
MCDONALD _____ CARRIED: Y _____ N _____
REIS _____
KANE _____

NEGATIVE DEC: M)_____S)_____ VOTE: A_____N_____

GANN _____
LOCEY _____
BROWN _____
MCDONALD _____ CARRIED: Y _____ N _____
REIS _____
KANE _____

APPROVED: M)____S)____ VOTE: A____N____

GANN _____
LOCEY _____
BROWN _____
MCDONALD _____ CARRIED: Y _____ N _____
REIS _____
KANE _____

ALL VARIANCES - PRELIMINARY APPEARANCE:

SCHEDULE PUBLIC HEARING: M)___ S)___ VOTE: A___ N___

GANN _____
LOCEY _____
BROWN _____
MCDONALD _____
REIS _____
KANE _____

CARRIED: Y _____ N _____

PUBLIC HEARING: STATEMENT OF MAILING READ INTO MINUTES ✓
VARIANCE APPROVED: M) G S) Rs VOTE: A 5 N 0.

GANN A
LOCEY A
BROWN A
~~MC DONALD~~
REIS A
KANE A

CARRIED: Y ✓ N

7/25
40.87

[illegible]

TOWN OF NEW WINDSOR ZONING BOARD OF APPEALS

PUBLIC HEARING FOR: Tyree Smallwood

DATE: August 8, 2005

SIGN-IN SHEET

	NAME	ADDRESS	PHONE NUMBER
1.	Scott & Cyndee	Weiss	2203 Revere's Run 5672084
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			
16.			
17.			
18.			
19.			
20.			

**ZONING BOARD OF APPEALS: TOWN OF NEW WINDSOR
COUNTY OF ORANGE: STATE OF NEW YORK**

TYREE SMALLWOOD

AFFIDAVIT OF SERVICE BY MAIL

#05-39

X

STATE OF NEW YORK)
) SS:
COUNTY OF ORANGE)


That I am not a party to the action, am over 18 years of age and reside at 67 Bethlehem Road, New Windsor, NY 12553.

That on the 22TH day of JULY, 2005, I compared the 49 addressed envelopes containing the Public Hearing Notice pertinent to this case with the certified list provided by the Assessor's Office regarding the above application for a variance and I find that the addresses are identical to the list received. I then placed the envelopes in a U.S. Depository within the Town of New Windsor.

Sworn to before me this

Myra L. Mason
Myra L. Mason, Secretary

8th day of August, 2005


Notary Public

JENNIFER MEAD
Notary Public, State Of New York
No. 01ME6050024
Qualified In Orange County
Commission Expires 10/30/ 2006

Town of New Windsor Zoning Board of Appeals
PUBLIC HEARING NOTICE

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the TOWN OF NEW WINDSOR, New York, will hold a Public Hearing on the following Proposition:

Appeal No. 05-39
Request of TYLER SMALLWOOD for a VARIANCE of the Zoning Local Law to Permit Request for 21 ft. Rear Yard Setback for proposed pool deck at 2020 Independence Drive in an R-3 Zone (77-3-6)

PUBLIC HEARING will take place on August 8, 2005 at the New Windsor Town Hall, 555 Union Avenue, New Windsor, New York beginning at 7:30 P.M.

MICHAEL KANE
CHAIRMAN

Ad Number: 1779172 Advertiser: NEW WINDSOR, TOWN

Phone: 8455634615 Sys No: 1194114 Caller: MYRA

INVOICING CUSTOMER:

Phone: 8455634615 Sys No: 1194114 AcctNo: P.O. No:

Name: NEW WINDSOR, TOWN Subscriber:

Address: ZONING AND PLANNING

555 UNION AVENUE

NEW WINDSOR NY 12553

ORDER:

Printed By: THIRGALEWSK Date: 07/15/2005 Assigned Sales: TownofNewWindsorZoningBoardofAppeals PU AdType: LINER Order Type: NORMAL

Manual Delay: Box No: Call Back: Y

NOTES:

Change Reason:

INSERTION:

Product: TIM Paper: TH Class: 999X; LEGAL BILLING

Schedule: Start Date - 07/25/2005 End Date - 07/25/2005

Sort: TOWN OF NEW WINDSOR ZONING BOARD OF APPE

PRODUCTION:

Text Size: 2 x 21.00 ProdType: ENTERPRISE ColorNo: 0 Colors:

Toursheets: 1 Proofs: 0 Affidavits: 1 Alt Addr: N

PRICING:

Price: 40.87 Payment Method: BI Amount Paid: 0 Amount Owed: 40.87

PriceMethod: 0 (0=Normal, 1=User Net, 2=System Gross) Rate Code: LEL

For fields listed below 0 = NO 1 = YES

Till Forbid: 0 Mult. Content: 0

1 of 4

PUBLIC HEARING NOTICE
ZONING BOARD OF APPEALS
TOWN OF NEW WINDSOR

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the TOWN OF NEW WINDSOR, New York, will hold a Public Hearing on the following Proposition:

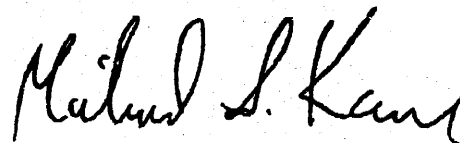
Appeal No. 05-39

Request of TYREE SMALLWOOD

for a VARIANCE of the Zoning Local Law to Permit:

Request for 21 ft. Rear Yard Setback for proposed pool deck at 2020 Independence Drive in an R-3 Zone (77-3-6)

PUBLIC HEARING will take place on AUGUST 8, 2005
at the New Windsor Town Hall, 555 Union Avenue, New Windsor, New York
beginning at 7:30 P.M.

A handwritten signature in black ink, appearing to read "Michael S. Kane", written over a horizontal line.

Michael Kane, Chairman



Town of New Windsor

555 Union Avenue
New Windsor, New York 12553
Telephone: (845) 563-4631
Fax: (845) 563-3101

Assessors Office

July 13, 2005

Tyree Smallwood
2020 Independence Drive
New Windsor, NY 12553

Re: 77-3-6 ZBA#: 05-39 (49)

Dear Mr. Smallwood:

According to our records, the attached list of property owners are within five hundred (500) feet of the above referenced property.

The charge for this service is \$65.00, minus your deposit of \$25.00.

Please remit the balance of \$40.00 to the Town Clerk's Office.

Sincerely,

J. Todd Wiley, IAO
Sole Assessor

JTW/tmp
Attachments

CC: Myra Mason, Zoning Board

Various-Section 77

**Mt. Airy Estates, Inc.
c/o Sarna Enterprises
15 Engle Street – Suite 100
Englewood, NJ 07631**

**77-1-10
Jose & Maye Terrazola
2656 Liberty Ridge
New Windsor, NY 12553**

**77-1-15
Brian & Maria Lewis
2808 Cherry Tree Way
New Windsor, NY 12553**

**77-2-12
Ramon Cardona, Jr.
Ramon Cardona, Sr.
2803 Cherry Tree Way
New Windsor, NY 12553**

**77-2-15
Yves & Barbara Boudreau
2704 Colonial Drive
New Windsor, NY 12553**

**77-3-2
James & Nancy Keating
2207 Reveres Run
New Windsor, NY 12553**

**77-3-5
Gerard Hopkins
2018 Independence Drive
New Windsor, NY 12553**

**77-3-8
Thomas & Silvana Spisany
2024 Independence Drive
New Windsor, NY 12553**

**77-4-2
James & Maritza Shapiro
2210 Reveres Run
New Windsor, NY 12553**

**77-4-5
Kangjian Wu
Jing Fang Li
2204 Reveres Run
New Windsor, NY 12553**

32-2-53

**Newburgh Water Supply
City Comptroller
City Hall
Newburgh, NY 12550**

**77-1-13
Luis Diaz
Christine Lohrfink-Diaz
2804 Cherry Tree Way
New Windsor, NY 12553**

**77-2-10
Salvatore & Angela Allegra
2807 Cherry Tree Way
New Windsor, NY 12553**

**77-2-13
Larry Frazier
2801 Cherry Tree Way
New Windsor, NY 12553**

**77-2-16
Maria Stewart
2706 Colonial Drive
New Windsor, NY 12553**

**77-3-3
Robert & Erinn Chatfield
2205 Reveres Run
New Windsor, NY 12553**

**77-1-11
Pierre Percy
Stephanie Wright Percy
2658 Liberty Ridge
New Windsor, NY 12553**

**77-3-9
Todd & Monique Neavin
2026 Independence Drive
New Windsor, NY 12553**

**77-4-3
Thomas & Doreen Gleason
2208 Reveres Run
New Windsor, NY 12553**

**77-4-6
Solomon & Aileen Vilda
2202 Reveres Run
New Windsor, NY 12553**

65-1-64

**Wilma Fehrs-Foss
813 Queen Elizabeth Drive
Virginia Beach, VA 23452**

**77-1-14
Eric & Linda Spisany
2806 Cherry Tree Way
New Windsor, NY 12553**

**77-2-11
Antonio & Laura Nastro
2805 Cherry Tree Way
New Windsor, NY 12553**

**77-2-14
John & Gloria Brown
2702 Colonial Drive
New Windsor, NY 12553**

**77-2-17
Christopher & Jennifer Bautista
2708 Colonial Drive
New Windsor, NY 12553**

**77-3-4
Scott & Cyndee Weiss
2203 Reveres Run
New Windsor, NY 12553**

**77-3-7
William Chavers, III
2022 Independence Drive
New Windsor, NY 12553**

**77-4-1
Christopher & Helen Lynch
2212 Reveres Run
New Windsor, NY 12553**

**77-4-4
Michael & Christine Masterson
2206 Reveres Run
New Windsor, NY 12553**

**77-4-7
Adam & Madiam Strauss
2014 Independence Drive
New Windsor, NY 12553**

77-4-8

**Steven & Rosanne Barrows
2012 Independence Drive
New Windsor, NY 12553**

77-4-9

**John & Kim McCabe
2010 Independence Drive
New Windsor, NY 12553**

77-6-13

**Claudette Major
2703 Colonial Drive
New Windsor, NY 12553**

77-5-3

**Rafael & Mary Bernabe
2015 Independence Drive
New Windsor, NY 12553**

77-6-18

**Terry Lee Armstrong, Sr.
Shirlyn Manzano Armstrong
2608 Liberty Ridge
New Windsor, NY 12553**

77-7-10

**German Delgado
Olga Escobar
2502 Constitution Way
New Windsor, NY 12553**

77-9-3

**Edward Bishop
Karri Condos
2305 Pioneer Trail
New Windsor, NY 12553**

77-2-18

**Laverne Bey
2710 Colonial Drive
New Windsor, NY 12553**

77-6-12

**Dorcas Peralta
2705 Colonial Drive
New Windsor, NY 12553**

77-6-14

**Jeffrey & Giuseppina Saracino
2701 Colonial Drive
New Windsor, NY 12553**

77-6-10

**Neal & Theresa Iaquinta
2709 Colonial Drive
New Windsor, NY 12553**

77-6-19

**Yelena Lakhman
2610 Liberty Ridge
New Windsor, NY 12553**

77-9-1

**Anthony & Tracy Albanese
2301 Pioneer Trail
New Windsor, NY 12553**

77-3-1

**Thomas Morris
2209 Reveres Run
New Windsor, NY 12553**

77-3-10

**Carolyn & James Berkowitz
2028 Independence Drive
New Windsor, NY 12553**

77-5-2

**Juan & Andriana Gonzalez
2017 Independence Drive
New Windsor, NY 12553**

77-6-11

**Amir & Farida Islam
2707 Colonial Drive
New Windsor, NY 12553**

77-7-9

**Daniel & Diana Morales
2609 Liberty Ridge
New Windsor, NY 12553**

77-9-2

**Peter & Vivian Melendez
2303 Pioneer Trail
New Windsor, NY 12553**



July 11, 2005

PROJECT: Tree Smallwood

ZBA # 05-39
P.B.#

USE VARIANCE: NEED: EAF _____ PROXY

NEGATIVE DEC: M) _____ S) _____ VOTE: A _____ N _____

GANN _____
LOCEY _____
BROWN _____
MCDONALD _____ CARRIED: Y _____ N _____
REIS _____
KANE _____

APPROVED: M) S) VOTE: A N

GANN _____
LOCEY _____
BROWN _____
MCDONALD _____ CARRIED: Y _____ N _____
REIS _____
KANE _____

SCHEDULE PUBLIC HEARING: M) G S) L VOTE: A 4 N 0

CARRIED: Y ✓ N

PUBLIC HEARING: STATEMENT OF MAILING READ INTO MINUTES _____
VARIANCE APPROVED: M) _____ S) _____ VOTE: A _____ N _____.

CARRIED: Y_____N_____.

[illegible]

**Town of New Windsor
555 Union Avenue
New Windsor, NY 12553
(845) 563-4611**

**RECEIPT
#617-2005**

07/08/2005

**Smallwood, Tyree
2020 Independence Drive
New Windsor, NY 12553**

Received \$ 50.00 for Zoning Board Fees, on 07/08/2005. Thank you for
stopping by the Town Clerk's office.

As always, it is our pleasure to serve you.

**Deborah Green
Town Clerk**

ZBA 05-39 application fee

TOWN OF NEW WINDSOR

REQUEST FOR NOTIFICATION LIST

DATE: 07-08-05

PROJECT NUMBER: ZBA# 05-39 P.B. # _____

APPLICANT NAME:

Tyree Smallwood
2020 Independence Drive
New Windsor, NY 12553

PERSON TO NOTIFY TO PICK UP LIST:

Tyree Smallwood
2020 Independence Drive
New Windsor, NY 12553

TELEPHONE: 567-6944

TAX MAP NUMBER: SEC. 77 BLOCK 3 LOT 6

PROPERTY LOCATION: 2020 INDEPENDENCE DRIVE
NEW WINDSOR, NY

THIS LIST IS BEING REQUESTED BY:

NEW WINDSOR PLANNING BOARD: _____

SITE PLAN OR SUBDIVISION: (ABUTTING AND ACROSS ANY STREET) _____

SPECIAL PERMIT ONLY: (ANYONE WITHIN 500 FEET) _____

AGRICULTURAL DISTRICT:

(ANYONE WITHIN THE AG DISTRICT WHICH IS WITHIN 500'
OF SITE PLAN OR SUBDIVISION PROJECT) _____

♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦

NEW WINDSOR ZONING BOARD XXX

LIST WILL CONSIST OF ALL PROPERTY WITHIN 500 FEET OF PROJECT XXX

♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦ ♦

AMOUNT OF DEPOSIT: 25.00 CHECK NUMBER: 1832

TOTAL CHARGES: _____



**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS**



APPLICATION FOR VARIANCE

6-15-05

Date

Application Type: Use Variance ☐ Area Variance ☒
Sign Variance ☐ Interpretation ☐

I. **Owner Information:** Phone Number: (845) 567-6944
Tyree Smallwood Fax Number: ()
(Name)

(Address)

II. **Applicant:** Phone Number: (845) 567-6944
Tyree Smallwood Fax Number: ()
(Name)

(Address)

III. **Forwarding Address, if any, for return of escrow:** Phone Number: ()
Fax Number: ()
(Name)

(Address)

IV. **Contractor/Engineer/Architect/Surveyor/:** Phone Number ()
Fax Number: ()

(Name)

(Address)

V. **Property Information:**

Zone: _____ Property Address in Question: 2020 Independence DR

Lot Size: 100 X 110 Tax Map Number: Section 77 Block 3 Lot 6

- a. What other zones lie within 500 feet? _____
b. Is pending sale or lease subject to ZBA approval of this Application? NO
c. When was property purchased by present owner? YES
d. Has property been subdivided previously? NO If so, When: _____
e. Has an Order to Remedy Violation been issued against the property by the
Building/Zoning/Fire Inspector? NO
f. Is there any outside storage at the property now or is any proposed? NONE

****PLEASE NOTE:*****

**THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF
SUBMITTAL.**

COMPLETE THIS PAGE

**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS**

APPLICATION FOR VARIANCE - continued

VIII. AREA VARIANCE: (This information will be on your Building Department Denial form you receive)

Area Variance requested from New Windsor Zoning Local Law,

	<u>Requirements</u>	<u>Proposed or Available</u>	<u>Variance Request</u>
Min. Lot Area			
Min. Lot Width			
Reqd. Front Yd.			
Reqd. Side Yd.			
Reqd. Rear Yd.	30'	10'	20'
Reqd. St Front*			
Max. Bldg. Hgt.			
Min. Floor Area*			
Dev. Coverage*			
Floor Area Ration**			
Parking Area			

*Residential Districts Only

**Non-Residential Districts Only

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

I am seeking a variance that will allow me to have an extended deck built in order to meet my existing above ground pool. The extension will provide a safer environment for my family members as well as create a finished appearance. This will in no way be a safety hazard to my neighborhood or community. The expanded deck will not produce any undesirable changes in the character of the neighbor. Additionally, it will not be detrimental to any nearby properties. The construction of two separate decks would be an eyesore to the neighborhood and community. One deck will allow a safe and convenient entrance to the pool for my children and elderly mother who spends a great deal of time caring for her grandchildren there.

The proposed variance will not have an adverse effect or impact the physical or environmental conditions in the neighborhood or district since there are already homes in the area with existing decks connected directly to their above ground pools.

Thank you in advance for considering my proposal.

Sincerely
Mr. & Mrs. Tyree Smallwood

**TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS**

APPLICATION FOR VARIANCE - continued

- IX. In making its determination, the ZBA shall take into consideration, among other aspects, the benefit to the applicant if the variance is granted as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. Also, whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance; (2) whether the benefit sought by the applicant can be achieved by some other method feasible for the applicant to pursue other than an area variance; (3) whether the requested area variance is substantial; (4) whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district; and (5) whether the alleged difficulty was self-created.

After reading the above paragraph, please describe why you believe the ZBA should grant your application for an Area Variance:

I am seeking a VARIANCE that
will allow me to have an extended deck built
in order to meet my existing above ground pool.
The extension will provide a safer environment
for my family members as well as create a
finished appearance. This will in no way be a
safety hazard to my neighborhood or community.

Read Attached paper

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

XII. ADDITIONAL COMMENTS:

- (a) Describe any conditions or safeguards you offer to ensure that the quality of the zone and neighboring zones is maintained or upgraded and that the intent and spirit of the New Windsor Zoning Local Law is fostered. (Trees, landscaped, curbs, lighting, paving, fencing, screening, sign limitations, utilities, drainage.)
-
-

XIII. ATTACHMENTS REQUIRED:

- ☐ Copy of contract of sale, lease or franchise agreement. Copy of deed and title policy.
- ☐ Copy of site plan or survey (if available) showing the size and location of the lot, buildings, facilities, utilities, access drives, parking areas, trees, landscaping, fencing, screening, signs, curbs, paving and streets within 200 ft. of the lot in question.
- ☐ Copies of signs with dimensions and location.
- ☐ Three checks: (each payable to the TOWN OF NEW WINDSOR)
 - ☒ One in the amount of \$ 300.00 or 500.00 (escrow)
 - ☒ One in the amount of \$ 50.00 or 150.00 (application fee)
 - ☒ One in the amount of \$ 25.00 (Public Hearing List Deposit)
- ☒ Photographs of existing premises (5 or 6 from several angles. (IF SUBMITTING DIGITAL PHOTOS PRINTED FROM COMPUTER - PLEASE SUBMIT FOUR (4) SETS OF THE PHOTOS.)

XIV. AFFIDAVIT.

STATE OF NEW YORK)

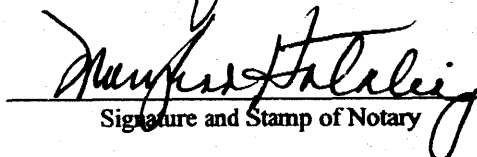
) SS.:

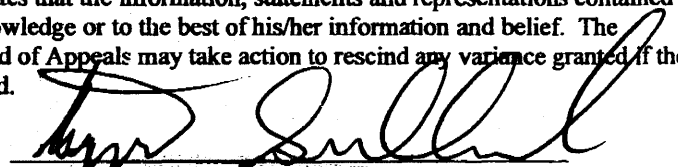
COUNTY OF ORANGE)

The undersigned applicant, being duly sworn, deposes and states that the information, statements and representations contained in this application are true and accurate to the best of his/her knowledge or to the best of his/her information and belief. The applicant further understands and agrees that the Zoning Board of Appeals may take action to rescind any variance granted if the conditions or situation presented herein are materially changed.

Sworn to before me this:

20th day of June 2005.


Signature and Stamp of Notary


Owner's Signature (Notarized)
161-554-782
Tyree Smallwood
Owner's Name (Please Print)

Applicant's Signature (If not Owner)

PLEASE NOTE:

THIS APPLICATION, IF NOT FINALIZED, EXPIRES ONE YEAR FROM THE DATE OF SUBMITTAL.

MARY ANN HOTALING
Notary Public, State of New York
No. 01H05062877
Qualified in Orange County
Commission Expires July 8, 2006

COMPLETE THIS PAGE ☒



TOWN OF NEW WINDSOR
555 UNION AVENUE
NEW WINDSOR, NY 12553
(845) 563-4615 (MYRA MASON)

7/11/05 Agenda
0539



ZONING BOARD PROCEDURES

PLEASE READ AND COMPLETE THE ATTACHED APPLICATION FORMS WHERE IT APPLIES TO YOUR SITUATION **(LOOK FOR HIGHLIGHT IN BOX IN LOWER RIGHT CORNER OF EACH PAGE)** AND RETURN TO MYRA MASON (845-563-4615) AT THE ZONING BOARD OFFICE (LOCATED IN THE PLANNING BOARD & ENGINEERING OFFICE IN TOWN HALL) WITH THREE CHECKS MADE PAYABLE TO "THE TOWN OF NEW WINDSOR" AS FOLLOWS:

RESIDENTIAL: (Three Separate Checks Please)

APPLICATION FEE:	\$50.00
*ESCROW:	\$500.00
** <u>DEPOSIT</u> FOR PUBLIC HEARING LIST:	\$ 25.00

MULTI-FAMILY: (Three Separate Checks Please)

APPLICATION FEE:	\$150.00
*ESCROW:	\$500.00
** <u>DEPOSIT</u> FOR PUBLIC HEARING LIST:	\$ 25.00

COMMERCIAL: (Three Separate Checks Please)

APPLICATION FEE:	\$150.00
*ESCROW:	\$500.00
** <u>DEPOSIT</u> FOR PUBLIC HEARING LIST:	\$ 25.00

INTERPRETATION: (Three Separate Checks Please)

APPLICATION FEE:	\$150.00
*ESCROW:	\$500.00
** <u>DEPOSIT</u> FOR PUBLIC HEARING LIST:	\$ 25.00

YOU WILL THEN BE SCHEDULED FOR THE NEXT AVAILABLE AGENDA FOR YOUR "PRELIMINARY MEETING".

ESCROW

IS TO COVER OUTSIDE PROFESSIONAL FEES SUCH AS ZBA ATTORNEY FEE, MINUTES OF YOUR PORTION OF THE MEETING, LEGAL ADS, ETC. THE BALANCE WILL BE RETURNED TO YOU UPON CLOSING FILE.

LIST OF PROPERTY OWNERS
WITHIN 500 FT. RADIUS OF
PROPERTY IN QUESTION:

APPROXIMATE COST FOR
PUBLIC HEARING LIST:

1-10 NAMES	25.00
11-20 NAMES	35.00
21-30 NAMES	45.00
31-40 NAMES	55.00
41-50 NAMES	65.00
51-60 NAMES	75.00
61-70 NAMES	85.00
71-80 NAMES	95.00
81-90 NAMES	105.00
91-100 NAMES	115.00

ANYTHING OVER 100 NAMES
IS \$1.00 EA. ADDITIONAL
NAME

1. WHEN THE ASSESSOR'S OFFICE NOTIFIES YOU THAT YOUR PUBLIC HEARING LIST IS READY, YOU MUST COME IN AND PAY THE BALANCE DUE FOR THE LIST. (THE LIST WILL BE PREPARED ON LABELS FOR YOUR CONVENIENCE).
2. PREPARE AN ENVELOPE (self-sealing envelopes are much appreciated) FOR EACH LABEL WITH YOUR RETURN ADDRESS AND A REGULAR \$.37 STAMP. BRING THE PREPARED ENVELOPES AND A COPY OF THE LIST TO THE ZONING BOARD SECRETARY FOR MAILING. YOUR PUBLIC HEARING DATE WILL BE SCHEDULED AT THIS TIME.

NOTE:

IF IT IS EASIER FOR YOU, YOU CAN BRING THE ENVELOPES WITH YOU WHEN YOU PICK UP AND PAY FOR YOUR LIST. YOU CAN PUT THE LABELS ON AT THAT TIME AND BRING THEM TO THE ZBA OFFICE FOR COMPLETION.

NOTE:

THE ZBA MEETS ON THE 2ND AND 4TH MONDAY OF EACH MONTH UNLESS A HOLIDAY FALLS ON THAT DATE.

TOWN OF NEW WINDSOR
ZONING BOARD OF APPEALS

RECEIPT OF ESCROW RECEIVED:

DATE RECEIVED: 07-08-05

FOR: ESCROW 05-39

FROM:


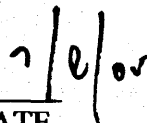
Tyree Smallwood
2020 Independence Drive
New Windsor, NY 12553

CHECK NUMBER: 1829

TELEPHONE: 567-6944

AMOUNT: 300.00

RECEIVED AT COMPTROLLER'S OFFICE BY:

NAME DATE

PLEASE RETURN ONE SIGNED COPY TO MYRA FOR FILING

THANK YOU